

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

KERI EVANS, on behalf of  
herself and a class of all others  
similarly situated,

Plaintiffs,

v.

Civil Action No. 04-11380 (WGY)

JOHN F. AKERS, RONALD C. CAMBRE,  
MARYE ANNE FOX, JOHN J. MURPHY,  
PAUL J. NORRIS, THOMAS A. VANDERSLICE  
H. FURLONG BALDWIN, INVESTMENTS  
AND BENEFITS COMMITTEE,  
ADMINISTRATIVE COMMITTEE,  
BRENDA GOTTLIEB, W. BRIAN McGOWAN,  
MICHAEL PIERGROSSI,  
FIDELITY MANAGEMENT TRUST COMPANY,  
STATE STREET BANK & TRUST COMPANY,  
and UNKNOWN FIDUCIARY  
DEFENDANTS 1-100,

Defendants.

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LAWRENCE W. BUNCH,  
JERRY L. HOWARD, SR., AND  
DAVID MUELLER, on behalf of  
themselves and all others  
similarly situated,

Plaintiffs,

v.

Civil Action No. 05-11602 (MLW)

W. R. GRACE & CO., W. R. GRACE  
INVESTMENT AND BENEFITS COMMITTEE,  
FRED FESTA, PAUL J. NORRIS, ROBERT  
M. TAROLA, JOHN F. AKERS, HENRY

FURLONG BALDWIN, RONALD C. CAMBRE, )  
 MARYE ANNE FOX, JOHN J. MURPHY, )  
 THOMAS A. VANDERSLICE, FIDELITY )  
 MANAGEMENT TRUST COMPANY, )  
 STATE STREET BANK AND TRUST )  
 COMPANY AND STATE STREET GLOBAL )  
 ADVISORS )  
 )  
 Defendants. )  
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**CORRECTED FIRST AMENDED JOINT STIPULATION AND [PROPOSED] ORDER**

Plaintiff Keri Evans, on behalf of herself and a class of all others similarly situated (“Plaintiff Evans”) and Defendants John F. Akers, Ronald C. Cambre, Mary Anne Fox, John J. Murphy, Paul J. Norris, Thomas A. Vanderslice, H. Furlong Baldwin, Investments and Benefits Committee, Administrative Committee, Brenda Gottlieb, W. Brian McGowan, Michael Piergrossi, State Street Bank & Trust Company, and Fidelity Management Trust Company (collectively, “Defendants Evans”), by their undersigned counsel, hereby stipulate and agree that (1) the time in which Plaintiff Evans must respond to Defendants’ Motion to Consolidate is extended up to and including September 16, 2005; (2) the time in which Defendants Evans must respond to Plaintiffs’ Complaint is extended to thirty (30) days after a ruling by this Court on Defendants’ Motion to Consolidate; AND

Plaintiffs Lawrence W. Bunch, Jerry L. Howard, Sr., and David Mueller, and all others similarly situated (“Plaintiff Bunch”) and Defendants W. R. Grace & Co., W. R. Grace Investment and Benefits Committee, Fred E. Festa, Paul J. Norris, Robert M. Tarola, John F. Akers, Henry Furlong Baldwin, Ronald C. Cambre, Marye Anne Fox, John J. Murphy, Thomas A. Vanderslice, Fidelity Management Trust Company, State Street Bank and Trust Company, and State Street Global Advisors (collectively “Defendants Bunch”) by their undersigned counsel, hereby stipulate and agree that (1) the time in which Plaintiff Bunch must respond to

Defendants' Motion to Consolidate is extended up to and including September 16, 2005; (2) the time in which Defendants Bunch must respond to Plaintiffs' Complaint is extended to thirty (30) days after a ruling by this Court on Defendants' Motion to Consolidate.

Dated: August 23, 2005

Respectfully submitted,

KERI EVANS,

By her attorneys,

JOHN F. AKERS, RONALD C. CAMBRE,  
MARY ANNE FOX, JOHN J. MURPHY,  
PAUL J. NORRIS, THOMAS A.  
VANDERSLICE, H. FURLONG  
BALDWIN, INVESTMENTS AND  
BENEFITS COMMITTEE,  
ADMINISTRATIVE COMMITTEE,  
BRENDA GOTTLIEB, W. BRIAN  
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By their attorneys,

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SO ORDERED:

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William G. Young, Chief U.S.D.J.

\_\_\_\_\_  
Mark L. Wolf, U.S.D.J.